

**U.S. District Court**  
**District of Idaho (LIVE Database)Version 6.2.2 (Boise – Southern)**  
**CIVIL DOCKET FOR CASE #: 1:18-cv-00335-BLW**

Western Watersheds Project v. USDA APHIS Wildlife Services  
Assigned to: Judge B. Lynn Winmill  
Cause: 05:552 Freedom of Information Act

Date Filed: 07/26/2018  
Jury Demand: None  
Nature of Suit: 895 Freedom of Information Act  
Jurisdiction: U.S. Government Defendant

**Plaintiff****Western Watersheds Project**

represented by **Kristin F. Ruether**  
Western Watersheds Project  
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TERMINATED: 02/13/2019  
LEAD ATTORNEY

**Scott Lake**  
Western Watersheds Project  
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ATTORNEY TO BE NOTICED

V.

**Defendant****USDA APHIS Wildlife Services**

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Date Filed	#	Docket Text
07/26/2018	<u>1</u>	COMPLAINT against USDA APHIS Wildlife Services ( Filing fee \$ 400 receipt number 0976-1765862.), filed by Western Watersheds Project. (Attachments: # <u>1</u> Cover Sheet, # <u>2</u> Summons)(Lake, Scott)
07/26/2018	<u>2</u>	Corporate Disclosure Statement by Western Watersheds Project. (Lake, Scott)

07/27/2018	<u>3</u>	Summons Issued as to USDA APHIS Wildlife Services. (Print attached Summons for service.) (jp)
08/30/2018	<u>4</u>	ANSWER to <u>1</u> Complaint by USDA APHIS Wildlife Services.(Schaefer, James)
09/04/2018	<u>5</u>	CERTIFICATE OF SERVICE by Western Watersheds Project (Attachments: # <u>1</u> Exhibit)(Lake, Scott)
09/04/2018	<u>7</u>	LITIGATION ORDER AND NOTICE OF TELEPHONIC SCHEDULING CONFERENCE Telephonic Scheduling Conference set for 10/18/2018 01:30 PM in Telephonic Hearing – Boise Chambers before Judge B. Lynn Winmill. On or before 10/11/18, the parties must file with the Court the joint Litigation Plan and Discovery Plan. Signed by Judge B. Lynn Winmill. (caused to be mailed to non Registered Participants at the addresses listed on the Notice of Electronic Filing (NEF) by (jp) (Entered: 09/05/2018)
09/05/2018	<u>6</u>	NOTICE of Availability of Magistrate Judge and Requirement for Consent sent to counsel for USDA APHIS Wildlife Services, Western Watersheds Project re <u>4</u> Answer to Complaint, <u>1</u> Complaint. Consent/Objection to Magistrate due by 11/5/2018. (jp)
09/14/2018	<u>8</u>	MOTION for Summary Judgment Scott Lake appearing for Plaintiff Western Watersheds Project. Responses due by 10/5/2018 (Attachments: # <u>1</u> Memorandum in Support, # <u>2</u> Separate Statement of Fact, # <u>3</u> Affidavit of Scott Lake, # <u>4</u> Affidavit of Kristin Ruether, # <u>5</u> Exhibit 1, # <u>6</u> Exhibit 2, # <u>7</u> Exhibit 3, # <u>8</u> Exhibit 4, # <u>9</u> Exhibit 5, # <u>10</u> Exhibit 6, # <u>11</u> Exhibit 7, # <u>12</u> Exhibit 8, # <u>13</u> Exhibit 9, # <u>14</u> Exhibit 10, # <u>15</u> Exhibit 11, # <u>16</u> Exhibit 12, # <u>17</u> Exhibit 13, # <u>18</u> Exhibit 14, # <u>19</u> Exhibit 15, # <u>20</u> Exhibit 16, # <u>21</u> Exhibit 17, # <u>22</u> Exhibit 18, # <u>23</u> Exhibit 19, # <u>24</u> Exhibit 20, # <u>25</u> Exhibit 21, # <u>26</u> Exhibit 22)(Lake, Scott)
09/28/2018	<u>9</u>	NOTICE of Appearance by Robert Burke Firpo on behalf of USDA APHIS Wildlife Services (Firpo, Robert)
10/01/2018	<u>10</u>	MOTION for Extension of Time to File Response/Reply as to <u>8</u> MOTION for Summary Judgment ( <i>Unopposed</i> ) Robert Burke Firpo appearing for Defendant USDA APHIS Wildlife Services. Responses due by 10/22/2018 (Firpo, Robert)
10/02/2018	<u>11</u>	DOCKET ENTRY ORDER granting <u>10</u> Motion for Extension of Time to File Response/Reply. Defendant shall file a response brief to the pending motion for summary judgment <u>8</u> on or before October 19, 2018. Signed by Judge B. Lynn Winmill. (caused to be mailed to non Registered Participants at the addresses listed on the Notice of Electronic Filing (NEF) by (dm)
10/10/2018		Set/Reset Deadlines as to <u>8</u> MOTION for Summary Judgment pursuant to Order <u>11</u> . Responses due by 10/19/2018. (jlb)
10/11/2018	<u>12</u>	Joint MOTION to Stay <i>Briefing and Scheduling Conference</i> Scott Lake appearing for Plaintiff Western Watersheds Project. Responses due by 11/1/2018 (Lake, Scott)
10/11/2018	<u>13</u>	SCHEDULING CONFERENCE FORM – LITIGATION PLAN by Western Watersheds Project. (Attachments: # <u>1</u> Supplement to Joint Litigation Plan)(Lake, Scott)
10/15/2018	<u>14</u>	ORDER Granting <u>12</u> Joint MOTION to Stay <i>Briefing and Vacate Telephonic Scheduling Conference</i> filed by Western Watersheds Project. The 10/18/18 scheduling conference is VACATED, and further briefing is STAYED until 12/14/18, with the briefing schedule to be reset as necessary after that date. Signed by Judge B. Lynn Winmill. (caused to be mailed to non Registered Participants at the addresses listed on the Notice of Electronic Filing (NEF) by (jp) (Entered: 10/16/2018)
10/18/2018	<u>15</u>	Docket entry only – CONSENT to Magistrate Judge filed. (jp) (Entered: 10/22/2018)
11/06/2018		The 60 day deadline has expired. Case will remain with District Judge. No more notice of availability or assignment will be sent out. Consent deadline(s) termed. (jp)
12/14/2018	<u>16</u>	MOTION to Stay <i>Joint Status Report and Motion to Stay</i> Robert Burke Firpo appearing for Defendant USDA APHIS Wildlife Services. Responses due by 1/4/2019 (Firpo, Robert)

12/17/2018	17	DOCKET ENTRY ORDER granting <u>16</u> Motion to Stay. On or before January 28, 2019, the parties shall either file a notice that the case has settled or file a status notice. Signed by Judge B. Lynn Winmill. (caused to be mailed to non Registered Participants at the addresses listed on the Notice of Electronic Filing (NEF) by (dm)
12/17/2018		Set Deadlines/Hearings: Per dkt 17, On or before January 28, 2019, the parties shall either file a notice that the case has settled or file a status notice. (jp) (Entered: 12/23/2018)
01/02/2019	18	DOCKET ENTRY ORDER. This case is hereby stayed in accordance with General Order No. 339. Signed by Judge B. Lynn Winmill. (km)
01/28/2019	19	DOCKET ENTRY ORDER. Pursuant to General Order No. 339 and except as otherwise noted below, all applicable deadlines under the Federal Rules of Civil Procedure and any deadlines provided for in the Courts Case Management Orders or Amended Case Management Orders for those cases included in the Case List Report (incorporated by reference in General Order No. 339) are hereby extended a period of 35 days from the original deadline. Any deadlines that were separately set by stipulation and/or court order are not extended by this Docket Entry Order. Similarly, any deadlines for discovery requests are not extended if, as of December 22, 2018, the discovery could not have been timely served and completed prior to the original discovery deadline. Note that the Clerk's Office is in the process of re-setting all of these deadlines in CM/ECF. Signed by Judge B. Lynn Winmill. (km)
01/28/2019		Set Deadlines/Hearings: Per Order dkt 19, Settlement Deadline reset for 3/4/2019. (jp) (Entered: 01/29/2019)
02/04/2019	20	DOCKET ENTRY ORDER dismissing <u>8</u> Motion for Summary Judgment. The dismissal has no impact on the merits or substance of the motion and is without prejudice to the rights of the plaintiff to refile the same motion, brief, and supporting materials if the settlement talks are unsuccessful. In the event that the motion is refiled, the parties shall agree to a briefing schedule. Signed by Judge B. Lynn Winmill. (caused to be mailed to non Registered Participants at the addresses listed on the Notice of Electronic Filing (NEF) by (dm)
02/13/2019	<u>22</u>	NOTICE by Western Watersheds Project <i>of Withdrawal</i> (Ruether, Kristin)
03/04/2019	<u>23</u>	Joint MOTION to Dismiss Scott Lake appearing for Plaintiff Western Watersheds Project. Responses due by 3/25/2019 (Attachments: # <u>1</u> Settlement Agreement)(Lake, Scott)